

**To:** Williams, Laura[williams.laura@epa.gov]  
**From:** Guy, Kerry  
**Sent:** Mon 10/19/2015 6:25:53 PM  
**Subject:** Fw: Correspondence tracker call

I meant to add you to the reply all list---took me three tries to get this email out due to some wireless internet problems on my end. I need to find a cable to connect direct here.

anyway---here is my email to the group pondering this issue.

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**From:** Guy, Kerry  
**Sent:** Monday, October 19, 2015 12:11 PM  
**To:** Boydston, Michael; Ostrander, David; Lee, Eugene; Hammitt, Jennifer  
**Cc:** Christenson, Dave; Peterson, Cynthia; Logan, Paul; MacLeish, Phoebe; Wall, Dan; Kappelman, David  
**Subject:** Re: Correspondence tracker call

David, per your direction I have directed START to take the Correspondence Tracker offline. This action essentially cuts off the local agencies and health, such as San Juan Basin Health, from addressing questions from the public on their well data. San Juan Basin Health informed me they use it on a daily basis. Taking the tracker off-line will make it more difficult to complete our final scrub of the letters that need to go out to residents and to collaborate on issues with the local agencies. San Juan Basin Health will definitely want future use to the data base as they move forward with their plans to continue advising well users in the basin.

IC can still limp along with SCRIBE, however, please be aware,

the correspondence tracker pulls from SCRIBE. SCRIBE is the source of all the information. Shutting down scribe will basically shut off data access to all three regions (8,9,6) as well as the mine operations and mine data (such as the adit data) and viewers. It would take a couple paragraphs to tell you all the varied implications of shutting the site data base down.

I talked to Joe Shaeffer, ERT, who runs SCRIBE for EPA, and he could not indicate to me that SCRIBE was an "authorized system".

Please provide direction on the SCRIBE data base and what "**shutting down**" means if

that is the direction. There are more than a few "subscribers" who have had access to the data base (mostly who have worked in the EU) and who have a copy on their computer. All have demobilized at this point.

Kerry Guy

IC Gold King Mine

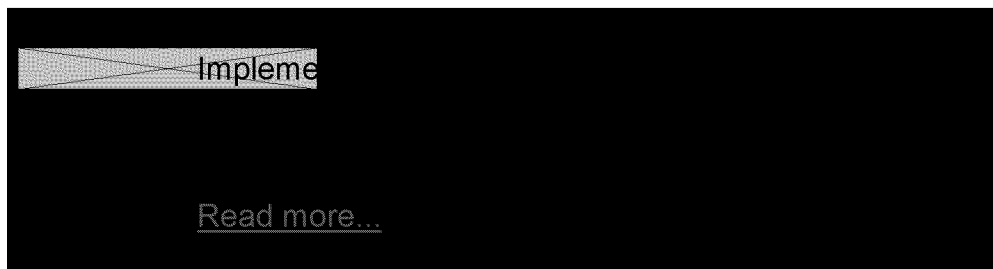
OSC, Region 8

303-808-3831

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**From:** Boydston, Michael  
**Sent:** Friday, October 16, 2015 11:44 AM  
**To:** Ostrander, David; Lee, Eugene; Hammitt, Jennifer  
**Cc:** Guy, Kerry; Christenson, Dave; Peterson, Cynthia; Logan, Paul; MacLeish, Phoebe  
**Subject:** RE: Correspondence tracker call

David – Thanks. Yes, we'll call you after. I'm not aware that Scribe is on the list of authorized systems at <http://www2.epa.gov/privacy/epa-federal-information-systems> — it isn't by that name, anyway — but we can discuss that.



Meanwhile, our recommendation is still to take the correspondence tracker DB offline as soon as possible to avoid some potentially serious Privacy Act issues. Can this be done today?

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Michael Boydston

Associate Regional Counsel, EPA Region 8

303.312.7103

**From:** Ostrander, David  
**Sent:** Friday, October 16, 2015 11:13 AM  
**To:** Boydston, Michael; Lee, Eugene; Hammitt, Jennifer  
**Cc:** Guy, Kerry; Christenson, Dave; Peterson, Cynthia  
**Subject:** Correspondence tracker call

Michael, we just had a call with IC and county and health department. Can we talk again today after you and Jennifer have a chance to do some more research? A question came up: we use a Scribe database system to collect and manage environmental information. Has that system for response data been publicly noticed? Maybe someone from OEM could help with this question.

Eugene, if you call me I can fill you in details of our legal problem. Here are some questions from legal we were working through.

303-888-9906

To resolve the issues discussed by email yesterday. Questions include:

- Is the correspondence tracker a Privacy Act system of records?
- If so, is it covered by any existing system of records notice?
- How will we address more general privacy concerns that may be involved?
- Is there anything in the incident command framework, or in any written agreement or similar document between EPA and the non-EPA personnel involved, that would address privacy and confidentiality issues?
- Did the residents consent to any sort of distribution of any personal information we collected?

**From:** Christenson, Dave  
**Sent:** Friday, October 16, 2015 10:39 AM  
**To:** Guy, Kerry; Ostrander, David  
**Subject:** Correspondence tracker call - now

Call in

Code 2

**Dave Christenson,**  
  
**ESAT & Superfund Records contracts Project Officer**  
  
**(303) 312-6645**

**Vice President,**

**AFGE Local 3607**

**<http://afge3607.org>**

**dave.christenson AT gmail.com**